

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 93

AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 16-28-11-5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 5. (a) This section does not apply to the Indiana Veterans' Home.**

(b) A health facility licensed under IC 16-28 as a comprehensive care facility must do the following:

- (1) Have an automatic fire sprinkler system installed throughout the facility before July 1, 2012.**
- (2) If an automatic fire sprinkler system is not installed throughout the health facility before July 1, 2010, submit before July 1, 2010, a plan to the state department for completing the installation of the automatic fire sprinkler system before July 1, 2012.**
- (3) Have a battery operated or hard wired smoke detector in each resident's room before July 1, 2012.**

(c) The state department shall adopt rules under IC 4-22-2 to implement this section.

SECTION 2. IC 16-28-11-6 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 6. The state department shall disclose, in the state department's consumer guide to nursing homes, whether a**

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health facility is:

- (1) fully;
- (2) partially; or
- (3) not;

equipped with fire sprinklers.

SECTION 3. IC 16-28-11-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 7. The state department shall disclose the following information in the state department's consumer guide to nursing homes:**

- (1) Until July 1, 2012, whether each health facility has:

- (A) a battery operated;
- (B) a hard wired; or
- (C) no;

smoke detector in each resident's room.

- (2) After June 30, 2012, whether a health facility has:

- (A) a battery operated; or
- (B) a hard wired;

smoke detector in each resident's room.

- (3) If a health facility has a hard wired or wireless smoke detector in each resident's room, whether the smoke detector:

- (A) provides a visual and audible signal at the nurses' stations that attend each room;
- (B) transmits to a central station service; and
- (C) connects to the health facility's fire alarm system.

SECTION 4. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "commissioner" has the meaning set forth in IC 16-18-2-340.

(b) Notwithstanding IC 16-28-11-5, as added by this act, the state department of health shall implement IC 16-28-11-5, as added by this act, under interim written guidelines approved by the commissioner.

- (c) This SECTION expires on the earlier of the following:

- (1) The date rules are adopted under IC 16-28-11-5, as added by this act.
- (2) January 1, 2009.

SECTION 5. An emergency is declared for this act.

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President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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